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Additional Counsel Appear on Signature Page

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

EDWARD M. MATTIS and BARBARA A.  
ROTH, individually and on behalf of all others  
similarly situated,

Plaintiff,

v.

BRITISH AIRWAYS PLC and VIRGIN  
ATLANTIC AIRWAYS, LTD

Defendants.

CASE NO. CV 06-4022-EMC

**STIPULATION PURSUANT TO  
LOCAL RULE 6-1(a) TO EXTEND TIME  
TO RESPOND TO COMPLAINT**

ORDER

Pursuant to Local Rule 6-1(a), in light of the transfer motion now pending before the  
Judicial Panel on Multidistrict Litigation ("JPML") captioned *In re International Air  
Transportation Surcharge Antitrust Litigation*, MDL Docket No. 1793, Plaintiffs Edward M.  
Mattis and Barbara A. Roth ("Plaintiffs") and Defendants British Airways Plc and Virgin  
Atlantic Airways Ltd. (collectively, the "Defendants"), through their respective counsel, hereby  
stipulate and agree as follows:

1 IT IS HEREBY STIPULATED AND AGREED that Defendants' time to answer, move  
2 or otherwise plead is enlarged until the later of (1) the date when the Defendants would  
3 otherwise be required to file a response pursuant to Federal Rule of Civil Procedure 12, or (2) 45  
4 days after the JPML rules on the pending motion and consolidates each related action in a single  
5 court, and a consolidated complaint is filed by all plaintiffs in the single transferee Court and  
6 served on Defendants.

7 IT IS FURTHER STIPULATED AND AGREED that each defense counsel designated  
8 below shall accept service on behalf of the Defendant represented by each such counsel of all  
9 complaints in the above-captioned matter, including any amended or consolidated complaints,  
10 and further, that such Defendant shall not contest sufficiency of process or service of process.  
11 This Stipulation does not constitute a waiver of any other defense including, but not limited to,  
12 the defenses of lack of personal or subject matter jurisdiction or improper venue. Nothing in this  
13 paragraph shall obligate any Defendant to answer, move or otherwise respond to any complaint  
14 until the time provided in the preceding paragraph. The above notwithstanding, should any  
15 Defendant, except pursuant to court order, respond to any complaint in a related matter filed in  
16 another United States District Court prior to the date contemplated by this stipulation, then such  
17 Defendant shall make a simultaneous response to the complaint in the above-captioned matter.  
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2 Respectfully submitted,

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4 Dated: July 26, 2006

THE FURTH FIRM, LLP

5 /s/

6 Michael P. Lehmann (SBN 77152)

7 Thomas P. Dove (SBN 51921)

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10 *Attorneys for Plaintiffs Edward M. Mattis and*  
11 *Barbara A. Roth*

12 Dated: July 26, 2006

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13 /s/

14 Brendan P. Cullen (SBN 194057)

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19 *Attorneys for Defendant British Airways Plc*  
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1 Dated: July 26, 2006

SIMPSON THACHER & BARTLETT LLP

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*Attorneys for Defendant Virgin Atlantic Airways, Ltd.*

IT IS SO ORDERED.

Edward M. Chen  
U.S. Magistrate Judge  
Dated: 8/1/06

